

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Patentees: William Hohenstein and Andrew Von Zadora-Gerlof
Patent No.: 7,281,845 Issue Date: October 16, 2007
Confirmation No.: 8471 Examiner: Thanh S. Phan
Title: Watchcase Adapted for a Removable Ornamental Top

REQUEST FOR RECONSIDERATION OF THE PATENT TERM ADJUSTMENT UNDER 37 CFR 1.705

Dear Sir:

This letter is a second request to correct of the Patent Term Adjustment under Rule 705. The first request and fee required by Rule 18(e) were paid on October 25, 2007. No decision is enclosed herewith. It appears that the paper has been entered as merely a Miscellaneous Letter and, perhaps that is the basis for that absence of a decision.

Pursuant to Rule 703(a), the Office found 326 days of delay. This is not disputed. Pursuant to Rule 703(a)(6), the Office found 75 days of delay. The number of days under Rule 703(b) from April 8, 2007 (three years after the filing of the application) to the issue date of the patent (October 16, 2007) is 191 days, the 75 days under Rule 703(a)(6) being overlapping. Thus, it is believed that the total number of days of Office delay under Rule 703 is 517.

Rule 704 provides for reduction of the patent term adjustment under several situations. In this case, Patentee does not disagree with the 155 day delay pursuant to Rule 704(c)(3). However, the Office found an additional and separate delay of 33 days. It is not clear under what rule the additional 33 day delay is justified and it is believed that this is in error.

A patent term adjustment of 362 days (517-155) is, therefore, requested.

Respectfully submitted,

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